PTO/SB/21 (02-04) Approved for use through 07/31/2006. OMB 0651-0031
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of a collection of information unless it displays a valid OMB control number. he Paperwork Reduction Act of 1995, no persons are required to respond to a **Application Number** 09/844.655 **TRANSMITTAL** Filing Date April 27, 2001 **FORM** First Named Inventor Wei Huang Art Unit 1641 (to be used for all correspondence after initial filing) **Examiner Name** Changhwa J. Cheu Attorney Docket Number LJL 357 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance communication Fee Transmittal Form Drawing(s) to Technology Center (TC) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC Amendment/Reply (Appeal Notice, Brief, Reply Brief) Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please Terminal Disclaimer Extension of Time Request Identify below): 1. PTO-1449 forms (3 pages) Request for Refund **Express Abandonment Request** 2. 24 References (5 U.S. Patents, 5 Foreign Patents, 14 Other Documents) CD, Number of CD(s) Information Disclosure Statement (Fifth Supplemental) Remarks Certified Copy of Priority Document(s) Response to Missing Parts/ Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm James R. Abney, Esq. Kolisch Hartwell, P.C. Individual name Signature Date May 3, 2004 CERTIFICATE OF TRANSMISSION/MAILING

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Date: May 3, 2004

WEI HUANG, MERL F. HOEKSTRA, J. RICHARD SPORTSMAN, and EWALD A. TERPETSCHNIG

Examiner Changhwa J. Cheu

Serial No.

09/844,655

Group Art Unit 1641

Filed

April 27, 2001

For

MOLECULAR MODIFICATION ASSAYS

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

FIFTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.56, 1.97, and 1.98

Applicants are submitting this Fifth Supplemental Information Disclosure Statement pursuant to 37 C.F.R. §§ 1.56, 1.97, and 1.98 to disclose to the U.S. Patent and Trademark Office the patents, publications, applications, and/or other references listed on the enclosed, completed PTO-1449 form(s). The filing of this Fifth Supplemental Information Disclosure Statement should not be construed as a representation that a search has been made or as an admission that the listed references are prior art for this application. Applicants respectfully request that the listed references be expressly considered during prosecution of the application, and that the references be made of record therein and appear among the "references cited" on any patents issuing therefrom.

CONTENT OF DISCLOSURE

This Fifth Supplemental Information Disclosure Statement includes (1) three pages of PTO-1449 forms, and (2) a legible copy of each reference listed on the form(s).

TIMING OF DISCLOSURE / FEE INFORMATION

This Fifth Supplemental Information Disclosure Statement is being filed, to the best of the undersigned's knowledge, either (1) before the mailing of a first Office action on the merits, or (2) before the mailing of a first Office action after the filing of a request for continued examination under 37 C.F.R. § 1.114. Therefore, in accordance with 37 C.F.R. § 1.97(b), no fee or statement under 37 C.F.R. § 1.97(e) is required.

Please contact the undersigned with any questions or comments regarding this Fifth Supplemental Information Disclosure Statement.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on May 3, 2004.

Respectfully submitted,

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Attorney for Assignee

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	-	U.S. PA	TENT DOCUMENTS	5	•					
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	5,494,793	2/27/96	Schindele et al.						·	
	5,861,262	1/19/99	Chaudiere et al.					,		
	6,022,708	2/8/00	de Sauvage et al.							
	6,451,871	9/17/02	Winterton et al.							
	6,703,498	3/9/04	Tchaga							
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	Adaptation of Analytical Bioch	Fluorescence Polar emistry, Vol. 185, 1	ration Immunoassay to the No. 2, pp. 308-312, March 1	990.	y of	Macro	molecu	les, Ut	rios et a	
			asic Conformational Chango. 1-3, pp. 67-69, December			Induce	d by C	ationic	Polymer	
	Conformation: A	Fluorescence Polo	nplexed Biomolecules to I urization Spectroscopy Study , pp. 247-257, September 19	y, Mal	x <i>yl Ro</i> crigion	adicals gos et	Corre al., <u>Int</u>	lates V	With The	
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		ОТНЕ	R D	OCUMENTS									
				ganometallic Chemistr 1., pp. 152-170, 202, 20							lume D 3		
	Application of Fluorescence Polarization Assays in High-Throughput Screening, Owicki et al., Genetic Engineering News, Vol. 17, No. 19, pp. 1-3, 1997.												
	Chemistry of the Elements, Second Edition, Greenwood et al., pp. 905-925, 1997.												
	Homogeneous Proximity Tyrosine Kinase Assays: Scintillation Proximity Assay Versus Homogeneous Time-Resolved Fluorescence, Park et al., Analytical Biochemistry, Vol. 269, No. 1, pp. 94-104, April 1999.												
	Fluorescence Polarization and Anisotropy in High Throughput Screening: Perspectives and Primer, Owicki, Journal of Biomolecular Screening, Vol. 5, No. 5, pp. 297-306, October 2000.												
EXAMINER				DATE CONSIDERED									

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#PORM PTO-1449				DOCKET NUMBER LJL 357				APPLICATION NUMBER 09/844,655						
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		ОТНЕ	R D	OCUMENTS										
	Microchip-Based No. 12 (Suppl.), p	d Systems for Target pp. S92-103, Decem	t Valid ber 20	dation and HTS, Sund	lberg	== et al.,	Drug	g Disc	cover	y Toda	ay, Vol. 5,			
	What is a Coordination Compound?, internet printouts, pp. 1-5, June 9, 2002 (print date).													
	Mobility Shift Screening Assays for Protein Kinase Targets, Kotturi et al., American Laboratory, pp. 32, 34, 36, and 38-39, February 2003.													
	A Homogeneous Fluorescence Polarization Assay Adaptable for a Range of Protein Serine/Threonine and Tyrosine Kinases, Gaudet et al., Journal of Biomolecular Screening, Vol. 8, No. 2, pp. 164-175, April 2003.													
	Analyst® GT Multimode Reader, Molecular Devices Corporation, brochure, pp. 1-2, 2003.													
EXAMINER	DATE CONSIDERED													